



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

HEIMLICH LAW
5952 DIAL WAY
SAN JOSE, CA 95129

COPY MAILED

APR 08 2008

OFFICE OF PETITIONS

In re Application of :
Brian Dillon-Ferris :
Application No. 10/561,899 : DECISION ON PETITION
Filed: December 22, 2005 :
Attorney Docket No. WO04114171US :
:

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed October 15, 2007, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the Notification of Defective Response (Notice), mailed August 10, 2007. The Notice set a period for reply of one (1) month from the mail date of the Notice. No extensions of time under the provisions of 37 CFR 1.136(a) could be obtained. Accordingly, the application became abandoned on September 11, 2007.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of a preliminary amendment, (2) the petition fee of \$770, and (3) a proper statement of unintentional delay.

Telephone inquiries concerning this decision should be directed to undersigned at (571) 272-1642.

This application is being referred to Office of Patent Application Papers for appropriate action by the Examiner in the normal course of business on the reply received October 10, 2007.

April M. Wise
April M. Wise
Petitions Examiner
Office of Petitions